

**REMARKS/ARGUMENTS**

Responsive to the Office Action Applicant acknowledges with appreciation the allowance of Claims 23 through 35 and the indication of allowability of Claims 2 through 14 and 18.

Claims 1 through 22 have been cancelled and Claim 2 is now presented in independent form as Claim 36. Claims 3 through 5 and 8 through 12 are now presented as Claims 37 through 44, respectively, depending directly or indirectly from new Claim 36.

Claim 6 is presented herein in independent form as new Claim 45 and Claim 7 is presented as new Claim 46 dependent on Claim 45.

Claim 13 is presented herewith in independent form as Claim 47 and Claim 14 is presented as independent Claim 48.

Claim 18 is presented in independent form as new Claim 49. Claims 36 through 49 are believed to be in proper form for allowance.

Applicant presents with this Amendment new Claim 50 in independent form and based somewhat on original Claim 8. Claim 50 is directed to the embodiment of FIGURE 3 of the drawings and recites a damper disposed downstream of the system blower in the direction of flow of supply air and operable for controlling the flow of at least a portion of the supply air to bypass the evaporator heat exchanger and the reheat heat exchanger. Claim 50 further recites a controller operably connected to an actuator for the damper for selectively controlling the amount of supply air to bypass the evaporator heat exchanger and the reheat heat exchanger. At least in these respects Claim 50 is believed to distinguish over the prior art of record in this application and consideration for allowance of Claim 50 is respectfully requested.

Applicant presents with this Amendment new Claim 51 in independent form, based somewhat on original Claim 13, and reciting a control valve interposed in a heat exchange fluid circuit between a reheat heat exchanger and a further heat exchanger together with a controller for actuating a control

Appl. Ser. No. 10/613,267  
Amendment Dated June 28, 2004  
Reply to Office Action of March 29, 2004

valve to control the flow of heat exchange fluid whereby dehumidification of supply air may be controlled by the amount of heat exchange carried out by the reheat heat exchanger and an evaporator heat exchanger, respectively. In at least these respects new Claim 51 is also believed to distinguish over the prior art of record in this application and consideration for allowance of Claim 51 is also respectfully requested.

Applicant has made a diligent effort to advance the prosecution of this application by canceling rejected claims, by placing allowable claims in proper form for allowance and by presenting herewith new claims which are believed to distinguish patentably over the prior art of record and are necessary to fairly protect the invention. An early Notice of Allowance of Claims 23 through 51 is respectfully solicited.

Respectfully submitted,

Date: 6/28/04

Michael E. Martin  
Michael E. Martin  
Registration No. 24,821  
Agent for Applicant

Gardere Wynne Sewell LLP  
1601 Elm Street, Suite 3000  
Dallas, Texas 75201-4761  
Phone (214) 999-4052  
Fax (214) 999-3052